

**Federal Defenders  
OF NEW YORK, INC.**

Southern District  
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**BY ECF**

Honorable Vernon S. Broderick  
United States District Judge  
Southern District of New York  
40 Centre Street  
New York, NY 10007

**Re: *United States v. Sayfullo Saipov*  
17 Cr. 722 (VSB)**

Dear Judge Broderick,

We write in anticipation of tomorrow's conference. The defense intends to address with the Court the issues that remain outstanding from its omnibus challenge to the government's penalty phase evidence, particularly with respect to the victim impact and future danger aggravators.

Respectfully Submitted,

/s/  
David Patton  
Andrew J. Dalack  
Sylvie J. Levine  
David Stern

cc: Government counsel